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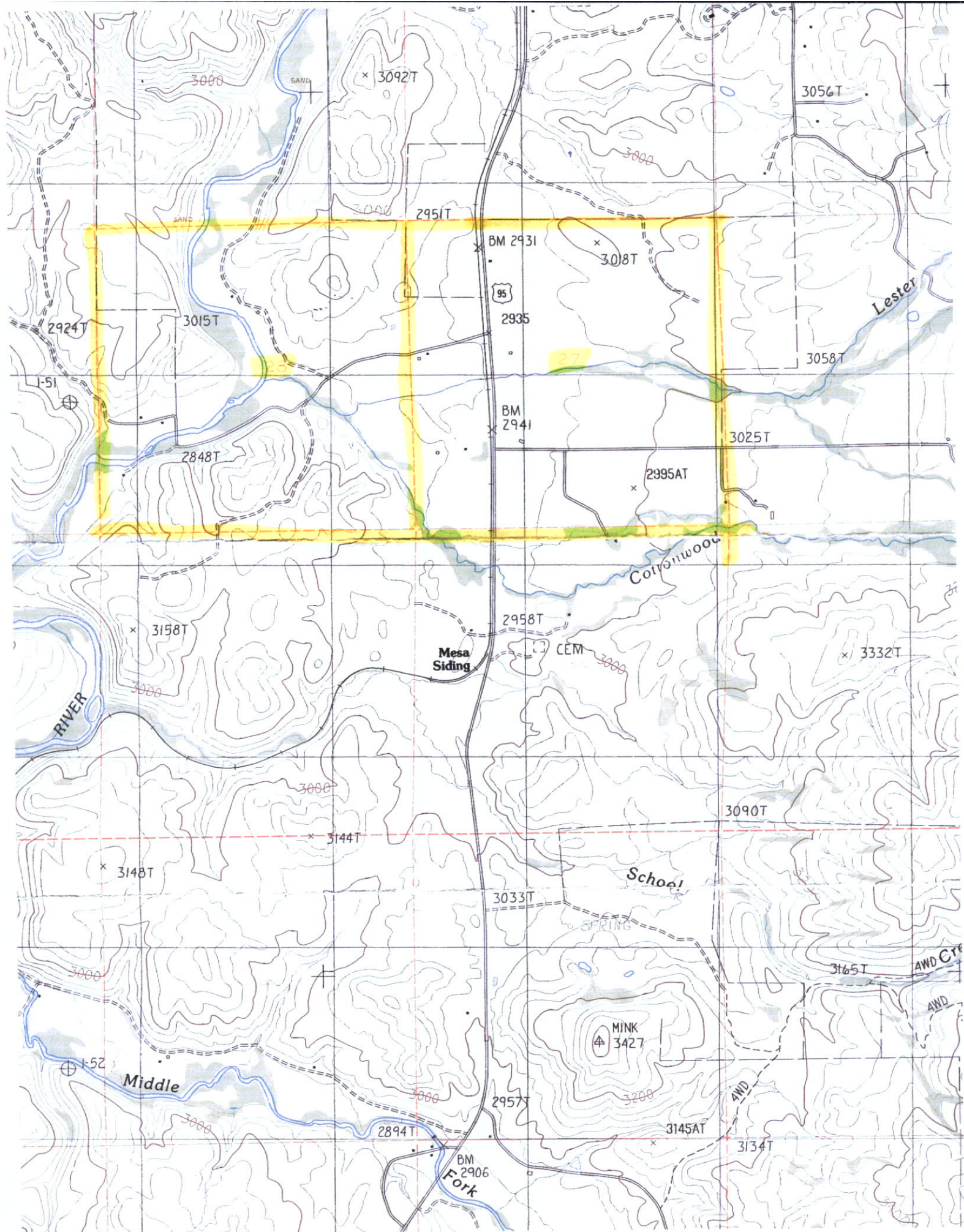
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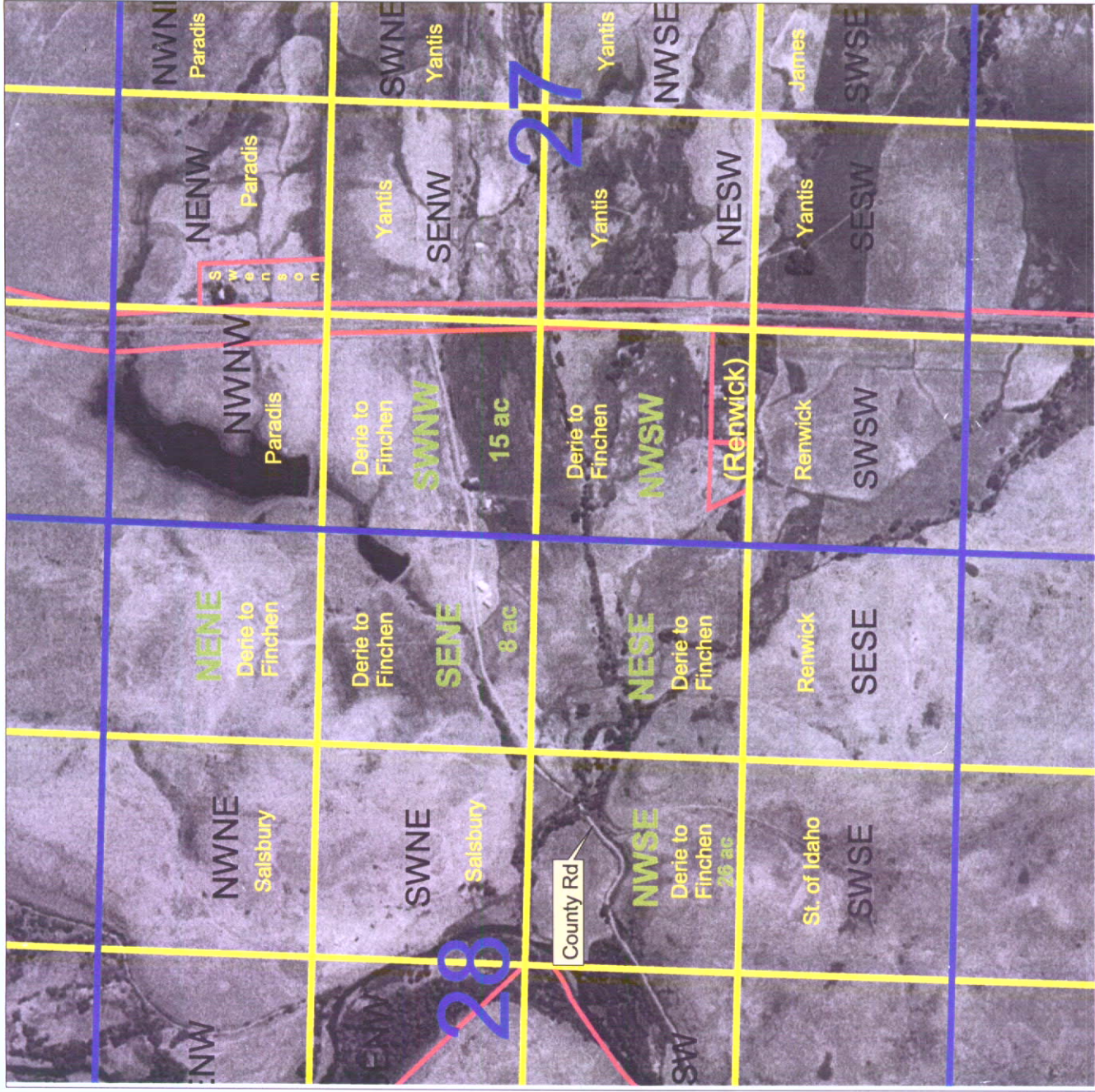
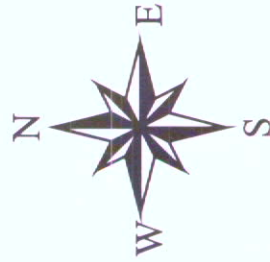
Finchen

67-322

16N 1W

- Finchen Property
 - Section Line
 - QQ Line
 - Tax Lot Data

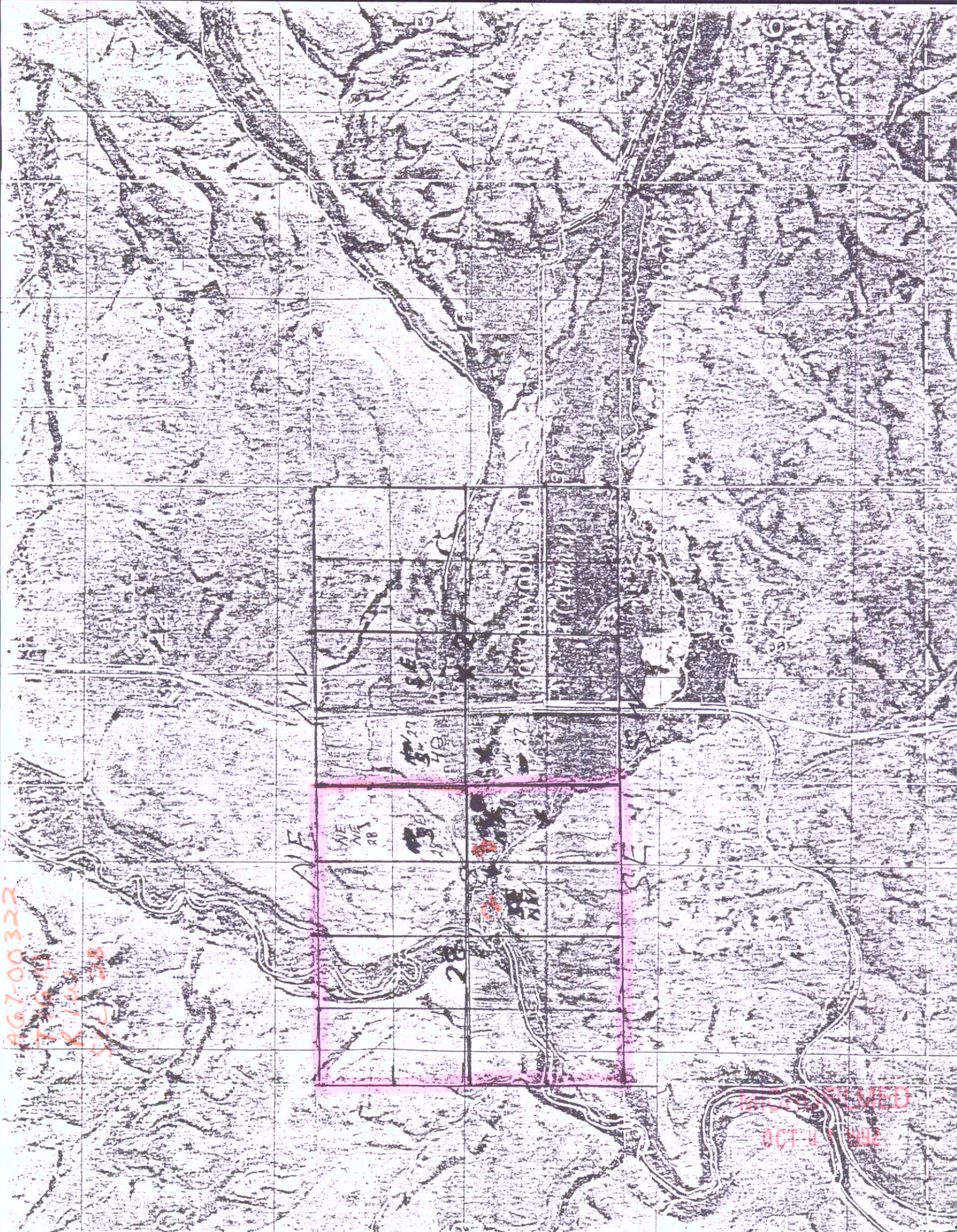
Note: Finch purchased land South of County Road



0.8 Miles

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AG 7-00322
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-322
Date Received: 10/19/1989
Receipt No: W006448
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ANTHONY J FINCHEN
5718 E AIRPORT RD
NAMPA ID USA 83687

Phone: (208) 442-8917

2. Date of Priority: 04/01/1896

3. Source: COTTONWOOD CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
16N	01W	28		NE	SE	ADAMS	

5. Description of diverting works:

DAM, HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.08	

7. Total Quantity Appropriated is:
0.08 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres		
16N	01W	28	NE	SE	IRRIGATION	8		
			NW	SE	IRRIGATION	2		
			Section Acres					10
			Total Acres					10

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 9/19/2003

TRANS.#880.

ADDED ADDITIONAL ACREAGE IN THE NW1/4,SE1/4 OF SECTION 28.

USAGE EFFECTIVE SAME AS PRIORITY DATE. DELETED DOMESTIC USAGE. ALSO INDICATED THE NUMBER OF IRR. ACRES PER QUARTER, QUARTER SECTION.

15. Basis of Claim: Decreed

67-322

Finchen
gets:

S-28

NESE

all 8 ac

NWSE

all 2 ac

No Split

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**SEP 15 2003****WATER RESOURCES
WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-4038 <i>Sent to S.D.</i>		no	67-11026		yes
67-2208		no			
67-12330		no			
67-322		no			
67-11025		yes			

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Larry D. Derie & June Derie
HC 62, Box 1720, Council, ID 83612
4. New Owner/Claimant(s) Anthony J. Finchen
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 5718 E. Airport Rd.
- City, State and ZIP Code Nampa, ID 83687
- New Telephone Number (208) 442-8917
5. Date you acquired the property 9/02/03

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>67-11025</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>1.04 cfs</u>	<u>42 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>67-11026</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.95 cfs</u>	<u>47.5 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Anthony J. Leicher
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
Received by DH Date 9-15-03 Fee _____
Received by _____ Date _____ Receipt No. _____
Processed by _____ AJ Date _____ WR _____ Date _____

For Value Received, LARRY DUANE DERIE and JUNE ILENE DERIE, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto
ANTHONY J. FINCHEN, a single man

the grantee, whose current address is 5718 E. Airport Rd., Nampa, ID 83687

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: September 2, 2003

[Handwritten signature]

Larry Duane Derie
LARRY DUANE DERIE

June Ilene Derie
JUNE ILENE DERIE

Instrument # 104453

COUNCIL, ADAMS, IDAHO

2003-09-03

10:50:39 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: \$0.00

Ex-Officio Recorder Deputy

Index to: DEED

[Handwritten signature]

STATE OF Idaho

)

COUNTY OF Adams

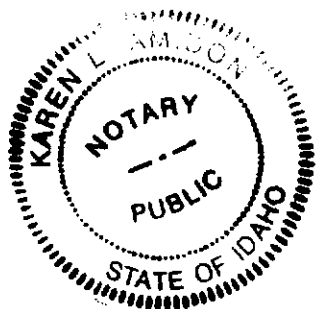
: ss

)

On this 2nd day of September, in the year of 2003, before me, a Notary Public in and for said State, personally appeared

LARRY DUANE DERIE & JUNE ILENE DERIE

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Karen L. Amidon

Notary Public

Residing at: Cambridge, ID

Commission expires: 6/26/2009

EXHIBIT 'A'

INSTRUMENT NO. 104453PAGE 2 OF 2

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho:

All that part of the E1/2NE1/4 and N1/2SE1/4 of Section 28 and the SW1/4NW1/4 and NW1/4SW1/4 of Section 27 lying South of the County Road known as Jackson Creek Road.

EXCEPTING THEREFROM the right-of-way of the former Pacific & Idaho Northern Railway now known as Friends of the Weiser River Trail and the County Road.

ALSO EXCEPTING THEREFROM the two parcels of land located in the NW1/4SW1/4 of Section 27 T16NR1WBM previously conveyed to James A. Renwick and Margaret Renwick, husband and wife, as referenced in Book 27 of Deeds page 491 and Book 32M page 38, records of Adams County, Idaho.

Acres lying South
of County Road →

S-27	SWNW	15 ac
	NW SW	all

S-28	SE NE	8 ac
	NE SE	all
	NW SE	26 ac
	(NENE does not apply)	

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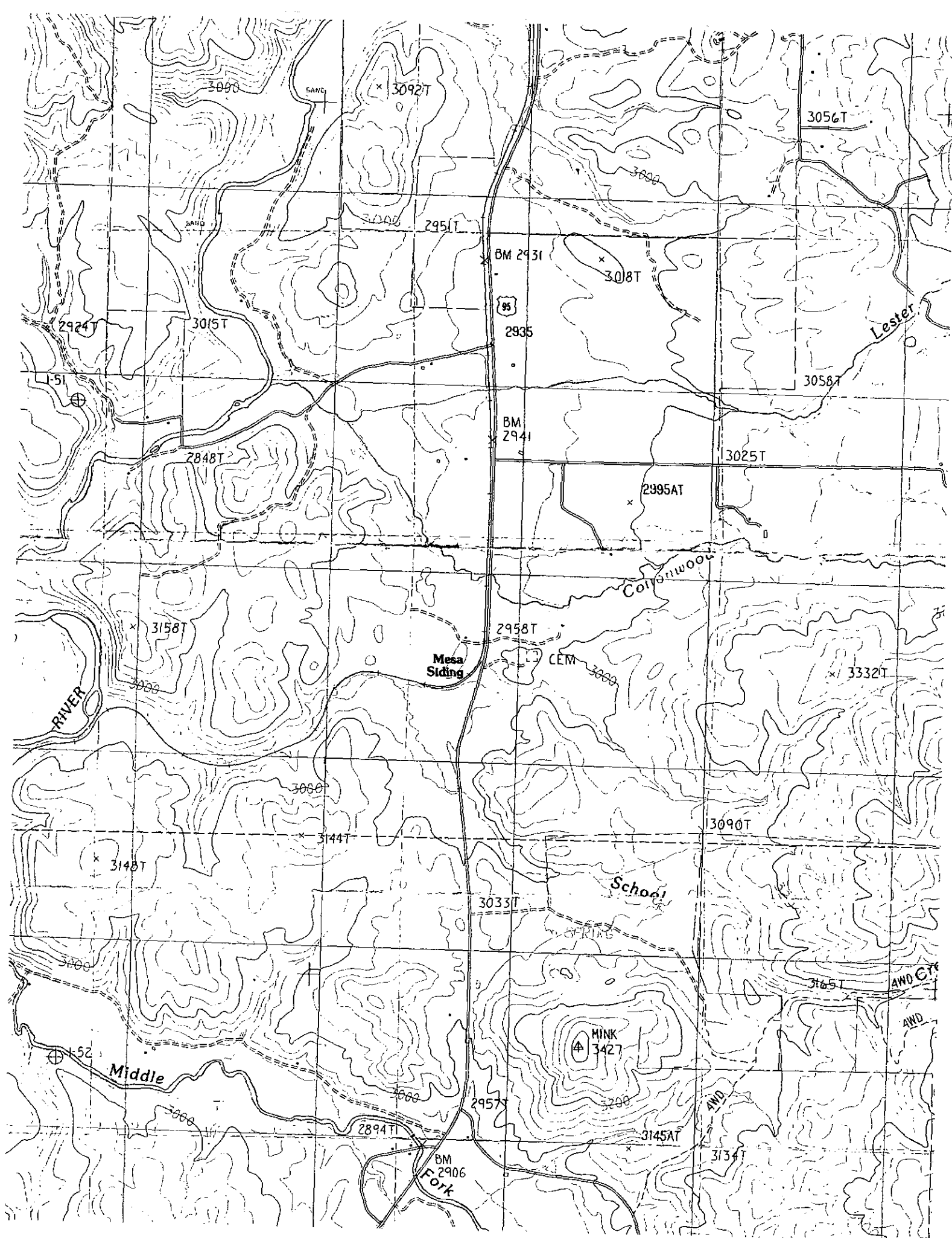
5/10/2010

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Finchen

67-322

16N 1W

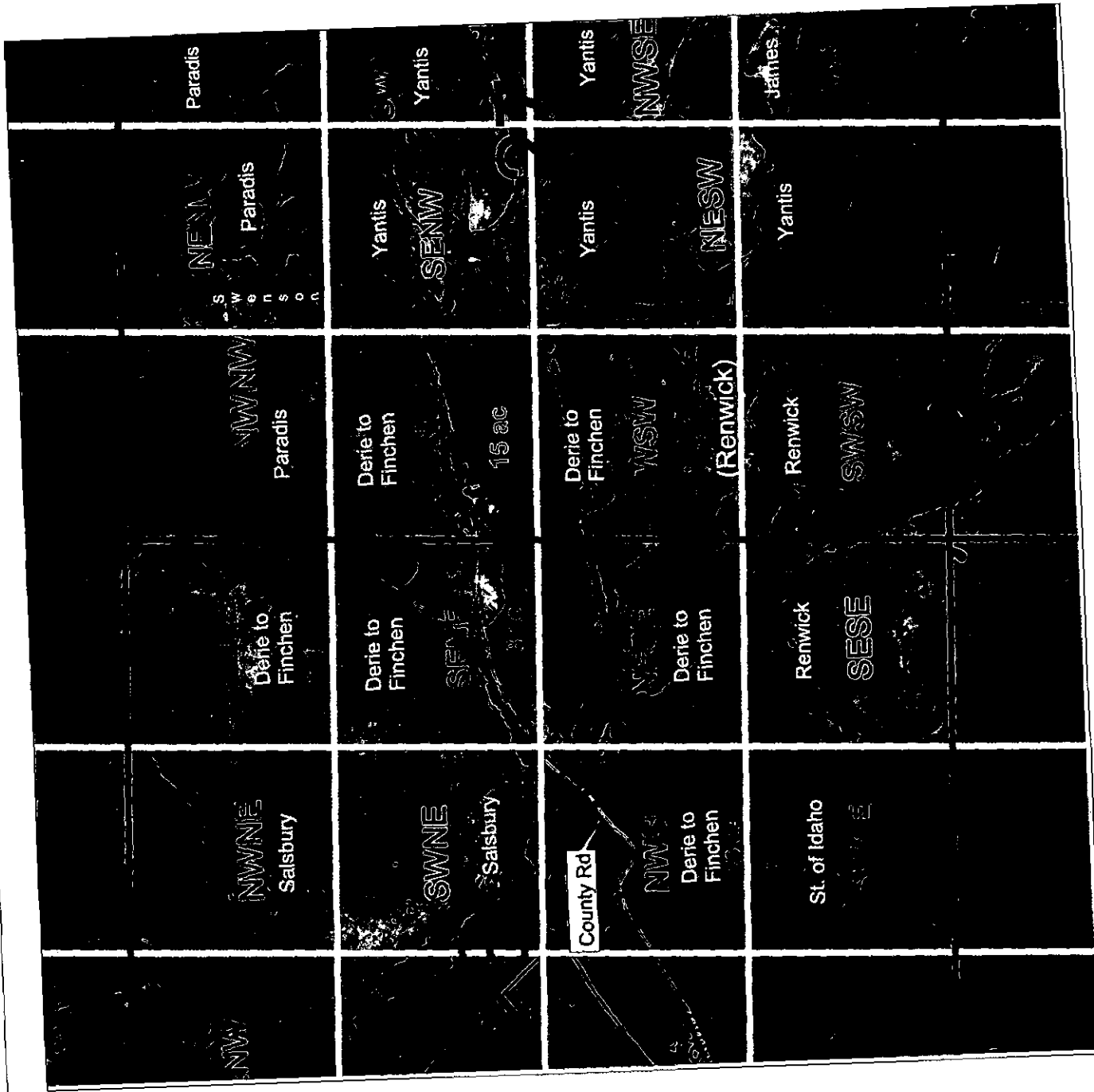
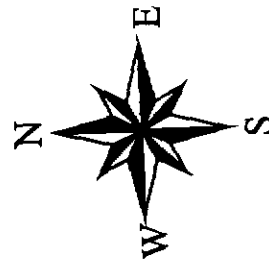
☐ Finchen Property

☐ Section Line

QQ Line

☐ Tax Lot Data

Note: Finchen purchased
land South of County Road



0.8 Miles



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-00322
Date Received: 10/19/1989
Receipt No: W006448
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LARRY D. DERIE 208-253-6068
Address: HC 62, BOX 1720
COUNCIL, ID 83612

2. Date of Priority: APR 01, 1896

3. Source: COTTONWOOD CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	28	NE	SE			ADAMS

5. Description of diverting works:
DAM, HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 30.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	28	NE	SE		IRR	8.0
			NW	SE		IRR	2.0

Section Acres 10.0

MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Total Acres 10.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A67-02208, B.U. CLAIM FROM COTTONWOOD CR. & LESTER CR.

14. Remarks:

TRANS.#880.

ADDED ADDITIONAL ACREAGE IN THE NW1/4, SE1/4 OF SECTION 28.

USAGE EFFECTIVE SAME AS PRIORITY DATE. DELETED DOMESTIC USAGE.

ALSO INDICATED THE NUMBER OF IRR. ACRES PER QUARTER, QUARTER SECTION.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Larry Dene Date: Oct 19, 1989
_____ Date: _____

State of Idaho)
County of Ada) SS.

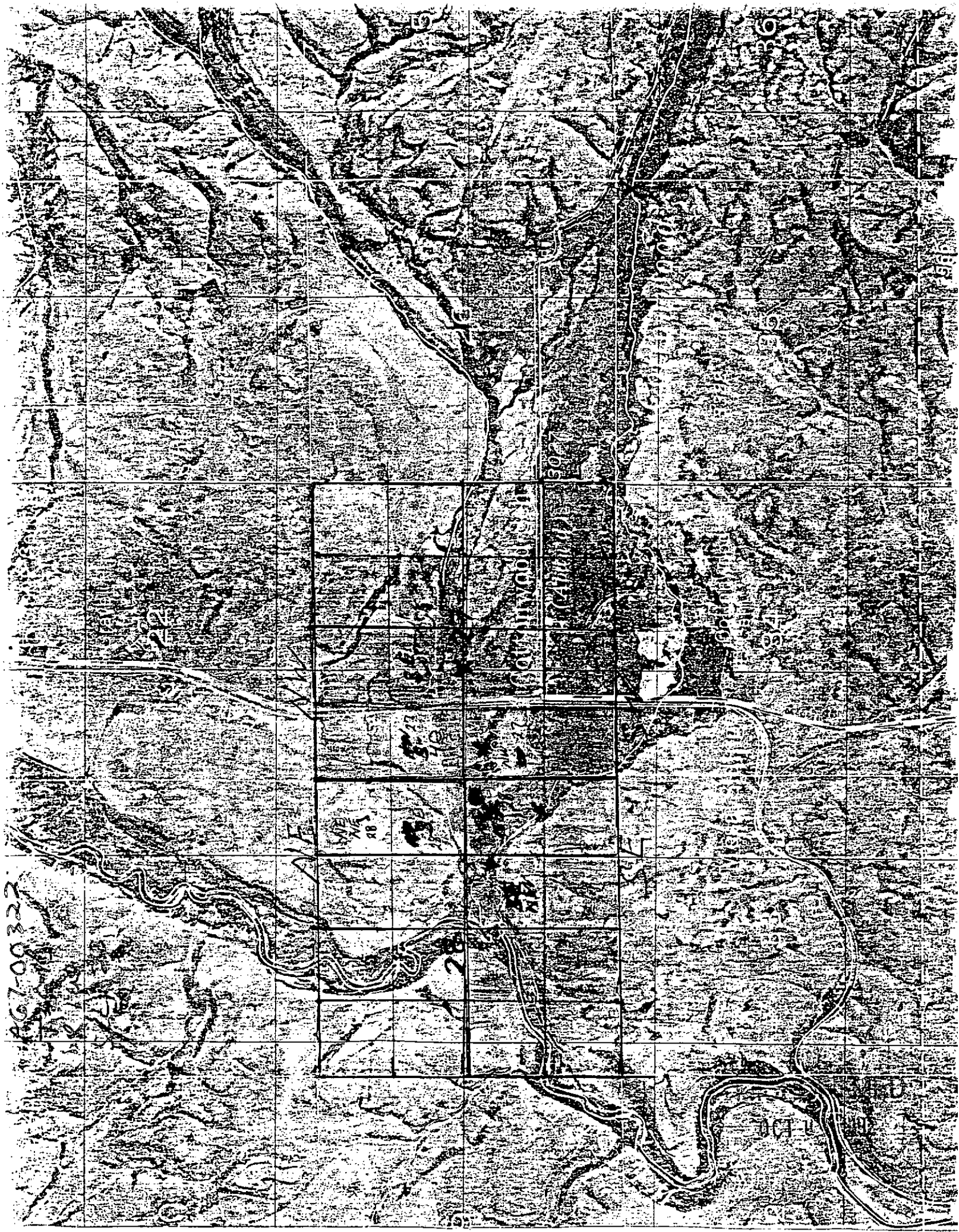
Subscribed and sworn (or affirmed) before me this 19 day
of Oct 19 89 Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
 Residing at Boise, Idaho
My Commission Expires December 8, 1994

MICROFILMED
OCT 1 1992

AG-00322





MEMO

TO: Files 67-322, 67-11025, 67-14434, 67-14435, 67-14436, 67-14437, 67-14438,
67-14439
FROM: Denise Hatfield
DATE: September 23, 2003
SUBJECT: Ownership change and split information

In reviewing this change of ownership, the change of ownership form received indicated that water right numbers 67-11025 & 67-11026 result in a split. However, after reviewing the claims and the maps, it was determined that the claims to be split are actually 67-2208 and 67-12330, in addition to 67-11026. Claim numbers 67-322 & 67-11025 do not appear to be splits.

Anthony Finchen (new owner) purchased land in Sections 27 & 28, *South of the County Rd.* Refer to the maps in each file for further information.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

September 24, 2003

ANTHONY J FINCHEN
5718 E AIRPORT RD
NAMPA ID 83687

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Original Notice of Claim to a Water Right No. 67-2208
Renumbered Notice of Claim to a Water Right No. 67-14435

Original Notice of Claim to a Water Right No. 67-11026
Renumbered Notice of Claim to a Water Right No. 67-14437

Original Notice of Claim to a Water Right No. 67-12330
Renumbered Notice of Claim to a Water Right No. 67-14439

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim represents a split of the claim filed by a previous owner during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Please note, the ownership has also been changed on claim numbers 67-322 and 67-11025; and copies are enclosed for your records.

Thank you for your patience, as we have had several water right changes to process. Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DH: dh

Enclosure